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UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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ARUBA HOTEL ENTERPRISES N.V.,

Plaintiff,

-against-

MICHAEL BELFONTE, BELFONTE  
HOLDINGS LLC, and BELFONTE CAPITAL  
PARTNERS, LLC,

Defendants.  
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DATE FILED: OCT 24 2007

CIVIL ACTION NO.: 07 CV 7564 (PAC)

**STIPULATION AND ORDER**

WHEREAS, on or about August 24, 2007, Plaintiff filed its Complaint in the above-referenced action; and

WHEREAS, the named Defendants identified as parties to this Stipulation have waived service of process, and will appear in this action through their respective attorneys of record; and

WHEREAS, on or about October 3, 2007, the Court granted Defendants an extension of the time to respond to the Complaint to October 25, 2007; and

WHEREAS, Plaintiff has agreed to further extend the time for Defendants to respond to the Complaint; and

WHEREAS, this is the Parties' second request for an extension of time.

NOW, THEREFORE, IT IS HEREBY STIPULATED AND AGREED, by and between counsel for the Plaintiff and counsel for the undersigned Defendants, subject to the approval of the Court, that:

1. Defendants shall serve and file their responsive pleadings to the Complaint on or before November 5, 2007.
2. This Stipulation is made without prejudice to the parties' ability to seek further extensions of time, or any other relief, and all parties specifically reserve all procedural and substantive rights they have or would have absent the extension.
3. Neither the existence of this Stipulation, nor the provisions contained herein, shall be deemed a presumption, concession or admission by any of the Parties, and shall not be interpreted, construed, deemed, invoked, offered or received in evidence or otherwise used by any person in any action or proceeding in any jurisdiction.

IT IS SO STIPULATED.

Dated: October 23, 2007

KOBRE & KIM LLP

By: 

Michael S. Kim (MK-0308)

Jonathan D. Cogan (JC-4474)

Francisco J. Navarro (FN-1874)

800 Third Avenue

New York, New York 10017

Tel: (212) 488-1200

Fax: (212) 488-1220

*Counsel for Defendants Michael Belfonti, Belfonti Holdings LLC, and Belfonti Capital Partners, LLC.*

Dated: October 23, 2007

PROSKAUER ROSE LLP

By: 

Michael T. Mervis (MM-0306)

1585 Broadway

New York, New York 10036

Tel: (212) 969-3000

Fax: (212) 969-2900

*Counsel for Plaintiff.*

SO ORDERED this 24th day of October, 2007.

  
Hon. Paul A. Crotty  
United States District Judge